

No. 2015-36

AN ACT

SB 620

Authorizing the release of Project 70 restrictions on certain land owned by the Borough of Carlisle, Cumberland County, in return for the development of park and open-space lands within North Middleton Township, Cumberland County.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Release of restrictions in North Middleton Township, Cumberland County.

(a) Authorization.—Pursuant to the requirements of section 20(b) of the act of June 22, 1964 (Sp.Sess., P.L.131, No.8), known as the Project 70 Land Acquisition and Borrowing Act, the General Assembly hereby approves the release of Project 70 restrictions from the land owned by the Borough of Carlisle, Cumberland County, which is more particularly described in subsection (c), in exchange for the development of park and open space lands described in subsection (d).

(b) Land to be released from Project 70 restrictions.—The Borough of Carlisle intends to sell a portion of the land it owns for highway right-of-way purposes and therefore wishes to release the land described in subsection (c) from Project 70 restrictions.

(c) Description of premise to be conveyed.—The land referred to in subsection (b) is ALL THAT CERTAIN tract of land situate in North Middleton Township, Cumberland County, Pennsylvania being shown as the Required Right-of-Way Area on the plan entitled "Shaffer Park — Acquisition of Right-of-Way Plan" dated November 7, 2014, and prepared by Raudenbush Engineering, Inc., Pittsburgh, PA and being more fully described as follows:

BEGINNING at a point of origin found at the westerly corner of lands now or formerly of Carlisle Borough, Parcel No.29-18-1369-037, per Plan Book 75 Page 75, said point being located along the existing Legal Right-of-Way Line of the westbound lanes of the Pennsylvania Turnpike;

Thence along the Property Line of Carlisle Borough, North 28°50'41" West, a distance of 20.31 feet to a point in said Property Line;

Thence North 71°14'10" East, a distance of 58.76 feet to a point;

Thence North 18°45'50" West, a distance of 20.00 feet to a point;

Thence North 71°14'10" East, a distance of 350.00 feet to a point;

Thence South 18°45'50" East, a distance of 20.00 feet to a point;

Thence North 71°14'10" East, a distance of 100.00 feet to a point;

Thence South 18°45'50" East, a distance of 19.99 feet to a point, said point being co-located along the Property Line of Carlisle Borough and the existing Legal Right-of-way Line of the westbound lanes of the Pennsylvania Turnpike;

Thence along said Property Line of Carlisle Borough and the existing Legal Right-of-way Line of the westbound lanes of the Pennsylvania Turnpike, South 71°14'10" West, a distance of 505.21 feet along the Property Line of

Carlisle Borough and the existing Legal Right-of-way Line of the westbound lanes of the Pennsylvania Turnpike to the Point of BEGINNING.
Containing 0.393 acres, more or less.

(d) Use of sale proceeds and interest.—An amount equal to or greater than the right-of-way acquisition payment made to the Borough of Carlisle for the land described in subsection (c) shall be deposited into a special interest-bearing account established by the Borough of Carlisle for development of park and open space lands owned by the Borough of Carlisle. None of the funds shall be disbursed from this special account until a plan is developed by the Borough of Carlisle for use of the funds by the borough and the plan has been approved by the Department of Conservation and Natural Resources. Any funds remaining in the special account five years after the date of deposit by the Borough of Carlisle shall immediately be paid to the Commonwealth for deposit into the Project 70 Land Acquisition Sinking Fund or current equivalent.

Section 2. Effective date.

This act shall take effect immediately.

APPROVED—The 10th day of July, A.D. 2015

TOM WOLF